

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

CAROLYN GREENE, On Behalf of Herself and  
All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.  
MOORE, CARL W. RAUSCH and RONALD F.  
RICHARDS,

Defendants.

**CIVIL ACTION NO. 1:03-cv-12628-NG**

[Additional Captions Below]

**DECLARATION OF DAVID PASTOR  
IN SUPPORT OF THE MOTION TO CONSOLIDATE  
THE RELATED CASES, APPOINT BILL MCCARDIE AND VINCENT RICCIO AS  
LEAD PLAINTIFFS AND TO APPROVE LEAD PLAINTIFFS' CHOICE OF COUNSEL**

JOHN G. ESPOSITO, JR., On Behalf of Himself  
and All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.  
MOORE, CARL W. RAUSCH and RONALD F.  
RICHARDS,

Defendants.

**CIVIL ACTION NO. 1:04-cv-10013-NG**

JOSEPH L. KING, On Behalf of Himself and All  
Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.  
MOORE, CARL W. RAUSCH and RONALD F.  
RICHARDS,

Defendants.

**CIVIL ACTION NO. 1:04-cv-10038-NG**

MICHAEL E. CRIDEN, Individually and On  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.  
MOORE, and CARL W. RAUSCH,

Defendants.

**CIVIL ACTION NO. 1:04-cv-10046-NG**

ISRAEL SHURKIN and SHARON SHURKIN,  
Individually and On Behalf of All Others Similarly  
Situatcd,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.  
MOORE, and CARL W. RAUSCH,

Defendants.

**CIVIL ACTION NO. 1:04-cv-10055-NG**

JAMES J. NIZZO, VIRGINIA C. NIZZO and  
CARLO CILIBERTI, On Behalf of Themselves  
and All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.  
MOORE, CARL W. RAUSCH and RONALD F.  
RICHARDS,

Defendants.

**CIVIL ACTION NO. 1:04-cv-10065-NG**

ANASTASIOS PERLEGIS, Individually and On  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.  
MOORE, CARL W. RAUSCH and RONALD F.  
RICHARDS,

Defendants.

**CIVIL ACTION NO. 1:04-cv-10078-NG**

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MARTIN WEBER, On Behalf of Himself and All  
Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.  
MOORE, CARL W. RAUSCH and RONALD F.  
RICHARDS,

Defendants.

**CIVIL ACTION NO. 1:04-cv-10090-NG**

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BRUCE HAIMS, Individually and On Behalf of All  
Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.  
MOORE, CARL W. RAUSCH and RONALD F.  
RICHARDS,

Defendants.

**CIVIL ACTION NO. 1:04-cv-10144-NG**

MODEL PARTNERS LIMITED, Individually and  
On Behalf of All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.  
MOORE, CARL W. RAUSCH and RONALD F.  
RICHARDS,

Defendants.

**CIVIL ACTION NO. 1:04-cv-10155-NG**

JUNE E. PATENAUDE, Individually and On  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.  
MOORE, CARL W. RAUSCH and RONALD F.  
RICHARDS,

Defendants.

**CIVIL ACTION NO. 1:04-cv-10179-NG**

NANCY L. PINCKNEY, and GERTRUDE  
PINCKNEY, Individually and On Behalf of All  
Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.  
MOORE, and CARL W. RAUSCH,

Defendants.

**CIVIL ACTION NO. 1:04-cv-10189-NG**

W. KENNETH JOHNSON, On Behalf of Himself  
and All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.  
MOORE, CARL W. RAUSCH and RONALD F.  
RICHARDS,

Defendants.

**CIVIL ACTION NO. 1:04-cv-10190-NG**

GREGORY KRUSZKA, Individually and On  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.  
MOORE, CARL W. RAUSCH and RONALD F.  
RICHARDS,

Defendants.

**CIVIL ACTION NO. 1:04-cv-10202-NG**

I, DAVID PASTOR, declare under penalties of perjury:

1. I am a member of the law firm of Gilman and Pastor, LLP. I make this Declaration in Support of the Motion to Appoint Bill McCardie and Vincent Riccio ("Movants") as Lead Plaintiffs Pursuant to Section 21D(a)(3)(B) of the Securities and Exchange Act of 1934, to Consolidate Related Cases, and to Approve Lead Plaintiffs' Choice of Counsel. The matters set forth herein are stated within my personal knowledge.

2. Attached hereto are true and correct copies of the following documents:

Exhibit A: Movants' sworn Certifications;

Exhibit B: Press release issued on Business Wire, dated December 30, 2003

Exhibit C: Firm resume for Bernstein Liebhard & Lifshitz, LLP; and

Exhibit D: Firm resume for Gilman and Pastor, LLP.

Pastor, LLP.

Dated: March 1, 2004

  
DAVID PASTOR